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8 UNITED STATES DISTRICT COURT  
9 SOUTHERN DISTRICT OF CALIFORNIA  
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11 IN RE: MIDLAND CREDIT  
12 MANAGEMENT, INC.,  
13 TELEPHONE CONSUMER  
14 PROTECTION ACT LITIGATION  
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Case No.: 11md2286-MMA-MDD  
Member Case Nos.: 15cv1479-MMA-  
MDD and 15cv2282-MMA-MDD

14 **ORDER SETTING BRIEFING  
15 SCHEDULE AND DENYING IN  
16 PART PLAINTIFF BASHAM'S  
17 OBJECTION TO TRANSFER AND  
18 MOTION TO COMPEL  
19 DISCOVERY**

[ECF No. 721]

20 Plaintiff Angela Basham in member case numbers 15cv1479-MMA-  
21 MDD and 15cv2282-MMA-MDD moves to “den[y] being transferred” to the  
22 class action and to compel Defendants in this multi-district litigation (“MDL”)  
23 to supplement their discovery responses. (ECF No. 721). First, Plaintiff  
24 explains that she does not want to be a part of a class in this MDL. (*Id.* at 4-  
25 5). The class Plaintiff requests to opt-out of has not been certified.  
26 Accordingly, the Court **DENIES AS PREMATURE** Plaintiff’s request to opt-  
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1 out of a class.<sup>1</sup> The Court construes Plaintiff's motion to compel as a dispute  
2 regarding the sufficiency of Defendants' production of Plaintiff-specific  
3 information (*see* ECF No. 608 at 4) and production of information relating to  
4 Defendants' dialing technology and practices (*id.* at 5-6). Accordingly,  
5 Defendants' must file a response in opposition to Plaintiff's motion, if any, on  
6 or before **December 20, 2019**. No reply briefs will be accepted absent leave  
7 of the Court. The Court will issue a written ruling in due course upon  
8 completion of the briefing and without oral argument.

9 **IT IS SO ORDERED.**

10 Dated: December 11, 2019

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12 Hon. Mitchell D. Dembin  
13 United States Magistrate Judge  
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27 <sup>1</sup> Plaintiff will have an opportunity in the future to opt-out of any certified class.